

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00411-BAH**

ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES v. UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE
Assigned to: Chief Judge Beryl A. Howell
Cause: 05:552 Freedom of Information Act

Date Filed: 02/18/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES

represented by **Christopher Lapining**
ASIAN AMERICANS ADVANCING JUSTICE LOS ANGELES
1145 Wilshire Blvd.
Los Angeles, CA 90017
(888) 349-9695
Email: clapinig@advancingjustice-la.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

John C. Trang
ASIAN AMERICANS ADVANCING JUSTICE LOS ANGELES
1145 Wilshire Blvd.
Los Angeles, CA 90017
(213) 241-0225
Email: jtrang@advancingjustice-la.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Laboni Hoq
ASIAN AMERICANS ADVANCING JUSTICE LOS ANGELES
1145 Wilshire Blvd.
Los Angeles, CA 90017
(213) 241-0257
Email: lhoq@advancingjustice-la.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

David Sherman Cohen
MILBANK, TWEED, HADLEY & MCCLOY LLP
1850 K Street, NW
Suite 1100
Washington, DC 20006
(202) 835-7517
Fax: (202) 263-7517
Email: dcohen2@milbank.com
ATTORNEY TO BE NOTICED

V.

Defendant

UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE

represented by **William Mark Nebeker**
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2536

Fax: (202) 252-2599
 Email: mark.nebeker@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 02/18/2019 | <u>1</u> | COMPLAINT against UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE (Filing fee \$ 400 receipt number 0090-5952769) filed by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES. (Attachments: # <u>1</u> Exhibit EXHIBIT A, # <u>2</u> Exhibit EXHIBIT B, # <u>3</u> Exhibit EXHIBIT C, # <u>4</u> Exhibit EXHIBIT D)(Cohen, David) (Entered: 02/18/2019) |
| 02/18/2019 | <u>2</u> | REQUEST FOR SUMMONS TO ISSUE filed by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES. (Attachments: # <u>1</u> Summons Summons USCIS, # <u>2</u> Summons Summons USA)(Cohen, David) (Entered: 02/18/2019) |
| 02/19/2019 | | Case Assigned to Chief Judge Beryl A. Howell. (zef) (Entered: 02/19/2019) |
| 02/19/2019 | <u>3</u> | CIVIL COVER SHEET by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES filed by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES.(Cohen, David) (Entered: 02/19/2019) |
| 02/19/2019 | | SUMMONS Not Issued as to UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE. (zef) (Entered: 02/19/2019) |
| 02/19/2019 | <u>4</u> | REQUEST FOR SUMMONS TO ISSUE filed by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES.(Cohen, David) (Entered: 02/19/2019) |
| 02/19/2019 | <u>5</u> | SUMMONS (3) Issued Electronically as to UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef,) (Entered: 02/19/2019) |
| 02/19/2019 | <u>6</u> | STANDING ORDER. Signed by Chief Judge Beryl A. Howell on February 19, 2019. (lcbah1) (Entered: 02/19/2019) |
| 03/18/2019 | <u>7</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Christopher Lapinig, :Firm– Asia Americans Advancing Justice Los Angeles, :Address– 1145 Wilshire Blvd, Los Angeles, CA 90017. Phone No. – 1-888-349-9695. Filing fee \$ 100, receipt number 0090-6007513. Fee Status: Fee Paid. by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES (Attachments: # <u>1</u> Declaration)(Cohen, David) (Entered: 03/18/2019) |
| 03/18/2019 | <u>8</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– John Trang, :Firm– Asia Americans Advancing Justice Los Angeles, :Address– 1145 Wilshire Blvd, Los Angeles, CA 90017. Phone No. – 213-241-0225. Filing fee \$ 100, receipt number 0090-6007525. Fee Status: Fee Paid. by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES (Attachments: # <u>1</u> Declaration)(Cohen, David) (Entered: 03/18/2019) |
| 03/18/2019 | <u>9</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Laboni Hoq, :Firm– Asia Americans Advancing Justice Los Angeles, :Address– 1145 Wilshire Blvd, Los Angeles, CA 90017. Phone No. – 213-977-5211. Filing fee \$ 100, receipt number 0090-6007527. Fee Status: Fee Paid. by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES (Attachments: # <u>1</u> Declaration)(Cohen, David) (Entered: 03/18/2019) |
| 03/19/2019 | | MINUTE ORDER (paperless) GRANTING the plaintiff's <u>7</u> Motion for Admission <i>Pro Hac Vice</i> , <u>8</u> Motion for Admission <i>Pro Hac Vice</i> , and <u>9</u> Motion for Admission <i>Pro Hac Vice</i> . Mr. Lapinig, Mr. Trang and Ms. Hoq may enter an appearance <i>pro hac vice</i> for the purpose of representing the plaintiff in this action. Signed by Chief Judge Beryl A. Howell on March 19, 2019. (lcbah1) (Entered: 03/19/2019) |
| 03/22/2019 | <u>10</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/6/2019. Answer due for ALL FEDERAL DEFENDANTS by 4/5/2019. (Cohen, David) (Entered: 03/22/2019) |

| | | |
|------------|-----------|--|
| 03/22/2019 | <u>11</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE served on 2/25/2019 (Cohen, David) (Entered: 03/22/2019) |
| 03/22/2019 | <u>12</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 2/25/2019. (Cohen, David) (Entered: 03/22/2019) |
| 04/17/2019 | | DISCHARGED PURSUANT TO MINUTE ORDER ENTERED ON 4/24/2019.....MINUTE ORDER (paperless) DIRECTING the plaintiff TO SHOW CAUSE, by April 29, 2019, why this action should not be dismissed for failure to prosecute pursuant to Local Civil Rule 83.23. The <u>1</u> Complaint was filed on February 18, 2019 and the defendants were served copies of the summons and complaint on February 25, 2019 and March 6, 2019, respectively. See <u>10</u> Return of Service/Affidavit, <u>11</u> Return of Service/Affidavit, and <u>12</u> Return of Service/Affidavit. No answer or other response has been timely filed, see 5 U.S.C. § 552(a)(4)(C), and no other action taken in the case. Signed by Chief Judge Beryl A. Howell on April 17, 2019. (lcbah1) Modified on 4/25/2019 (hmc). (Entered: 04/17/2019) |
| 04/17/2019 | | Set/Reset Deadlines: Response to Show Cause due by 4/29/2019. (tg) (Entered: 04/17/2019) |
| 04/23/2019 | <u>13</u> | NOTICE (<i>Agreement And Resolution</i>) by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE (Nebeker, William) (Entered: 04/23/2019) |
| 04/24/2019 | | MINUTE ORDER (paperless) DISCHARGING, upon consideration of the parties' <u>13</u> Agreement and Resolution, the Court's April 17, 2019 Order to Show Cause and EXTENDING, upon consideration of the defendant's agreement to waive any defense of insufficient service of process, see <u>13</u> Agreement and Resolution, the defendant's deadline to answer the plaintiff's <u>1</u> Complaint until May 6, 2019. The parties are reminded that "[a] request for a court order must be made by motion." see Fed. R. Civ. P. 7(b). Signed by Chief Judge Beryl A. Howell on April 24, 2019. (lcbah1) (Entered: 04/24/2019) |
| 04/25/2019 | | Set/Reset Deadlines: Defendant's Answer to Plaintiff's Complaint due by 5/6/2019. (hmc) (Entered: 04/25/2019) |
| 05/06/2019 | <u>14</u> | ANSWER to Complaint by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE.(Nebeker, William) (Entered: 05/06/2019) |
| 05/20/2019 | <u>15</u> | Joint STATUS REPORT by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICE. (Nebeker, William) (Entered: 05/20/2019) |
| 05/21/2019 | | MINUTE ORDER (paperless) DIRECTING, upon consideration of the parties' <u>15</u> Joint Status Report, the parties to submit, by May 28, 2019, a Joint Meet and Confer Report consistent with the <u>6</u> Standing Order, paragraph 3. Signed by Chief Judge Beryl A. Howell on May 21, 2019. (lcbah1) (Entered: 05/21/2019) |
| 05/21/2019 | | Set/Reset Deadlines: Joint Meet & Confer Statement due by 5/28/2019. (tg) (Entered: 05/21/2019) |
| 05/28/2019 | <u>16</u> | Joint STATUS REPORT by ASIAN AMERICANS ADVANCING JUSTICE – LOS ANGELES. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F)(Cohen, David) (Entered: 05/28/2019) |